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Paper: Amendment Transmittal Letter and Req. for 2 Month Ext. of Time(in dup.w/Cert. Of Mailing); Response to Restriction Requirement (pp 1 - 4); Check in the amount of \$200.

Applicant(s): Spireas

Serial No.: 09/690,974

Filed: October 18, 2000

Docket No.: MPC1-0031

Date Sent: June 12, 2002 JWC/SCTimmins/Jullanti



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**Woodcock Washburn Kurtz
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DATE: February 11, 2003
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Examiner: **Examiner Jose Dees**
U.S.P.T.O. Group Art Unit: **1616**
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COVER MESSAGE:

OFFICIAL FACSIMILE. PLEASE DELIVER TO EXAMINER IMMEDIATELY.

Attached hereto is/are the following documents:

- 1) Communication (2 pages)
- 2) Copy of date-stamped return postcard
- 3) Response to Restriction Requirement (pp 1-4)

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERY OF THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Spiridon Spireas

Serial No.: 09/690,974

Group Art Unit: 1616

Filed: October 18, 2000

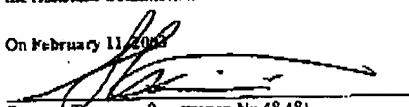
Examiner: R.Dewitty

For: STABILIZATION OF SOLID DRUG FORMULATIONS

Certificate of Facsimile Transmittal

I hereby certify that this paper is being facsimile transmitted to the Assistant Commissioner for Patents on the date shown below.

On February 11, 2003


Stephen Timmins Registration No 48,481

Assistant Commissioner
For Patents
Washington, D.C. 20231

Dear Sir:

COMMUNICATION

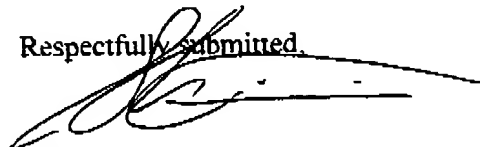
In response to a teleconference held with Examiner Dewitty on January 3, 2003, enclosed is an executed copy of the Response to the restriction requirement previously filed June 12, 2002 and a copy of the return postcard date-stamped by the Patent Office. The return postcard is date stamped as mailed to the Office on June 12, 2002, and received by the Office on June 19, 2002. The post card lists the enclosed Amendment Transmittal Letter and Request for 2 month extension of time (in duplicate with certificate of mailing), a Response to the Restriction Requirement (pp. 1-4), and a check for \$200.00. The transmittal letter authorizes the Office to charge payment of any additional fees necessary to process the Application/Response to deposit account 23-3050.

During a first teleconference on Dec. 4, 2002, the Examiner requested a replacement copy of the Response to the restriction requirement that was initially filed June 12, 2002. The Office misplaced the originally filed Response. Applicant forwarded an unexecuted copy of the Response to the Office on Dec. 4, 2002 because Applicant did not make copies of the previously filed response as mailed to the Office on June 12, 2002. The unexecuted copy of the Response forwarded to the office on Dec. 4, 2002 was dated June 13, 2002 because it was printed and auto-dated the day after the initially filed Response was filed, i.e., June 12, 2002. Applicant's communication mailed Dec. 4, 2002 misstate that the Response was filed on June 13, 2002.

The enclosed executed copy of the Response to the restriction requirement is dated February 11, 2003 as per the Examiner's request. Applicant respectfully requests that the

enclosed Response to the restriction requirement be accorded its original filing date, as evidenced by the return post card date stamped June 12, 2002.

Respectfully submitted,



Stephen Timmins
Registration No. 48,481

Date: February 11, 2003

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